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June 16, 2005

VIA HAND DELIVERY

The Honorable John E. Bridges Chelan County Superior Court P. O. Box 880 Wenatchee, WA 98807-0880

Re: Borders, et al. v. King County, et al. Chelan County Cause No. 05-2-00027-3

Dear Judge Bridges:

I have enclosed a proposed supplemental judgment awarding costs to the WSDCC as outlined in our motion (filed yesterday) for an award of costs relating to the election contest. We have previously submitted a proposed judgment formally documenting the dismissal of the action on June 6. For that reason, we have styled this document as a "supplemental judgment." Also enclosed is a Note for Motion, setting WSDCC's motion for June 23, 2005.

Thank you again for your assistance in resolving this dispute.

-Clava for

Yours truly,

Kevin J. Hamilton

KJH:slb

Enclosures

THE HONORABLE JOHN E. BRIDGES

SUPERIOR COURT FOR THE STATE OF WASHINGTON FOR CHELAN COUNTY

Timothy Borders et al.,

Petitioners,

V,

King County et al.,

Respondents,

and

Washington State Democratic Central Committee,

Intervenor-Respondent.

NO. 05-2-00027-3

[PROPOSED] SUPPLEMENTAL JUDGMENT

Perkins Coie LLP 1201 Third Avenue, Suite 4800 Seattle, Washington 98101-3099 Phone: (206) 359-8000 Fax: (206) 359-9000

JUDGMENT SUMMARY

1. Juo	dgment Creditor:	Washington	State Der	mocratic C	entral C	ommittee
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2. Rossi For Governor Campaign, Timothy Borders, Judgment Debtors: Thomas Canterbury, Paul Elvig, Maggie Ferris, Tom Huff, Edward Monaghan and Christopher Vance

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Э.	Principal Judgment Amount:	. 3 ∪

4	Interest to Date of Judgment:	\$ 0
·*F .	interest to Date of Judenient.	₩ V

\$0 5. Attorneys' Fees:

\$ 47,766.33 6 Costs:

7. **TOTAL** \$ 47,766.33

Attorneys for Judgment Creditor: Kevin J. Hamilton, Perkins Coie LLP 8.

II. JUDGMENT

Based upon this Court's oral ruling of dismissal on June 6, 2005 and the records and files herein, and having reviewed the WSDCC's Motion for Costs Under RCW 29.68.060, all briefing and declarations filed in support of or opposition thereto, and any reply, and being fully advised in the premises, it is hereby

ORDERED, ADJUDGED AND DECREED as follows:

- 1. On June 6, 2005, this Court dismissed this election contest petition with prejudice and confirmed the certification of Christine Gregoire as the duly elected Governor of Washington State.
- 2. Pursuant to RCW 29.68.060, WSDCC is awarded its reasonable costs in the amount of \$47,766.33 and judgment is hereby entered in that amount in favor of the WSDCC and against the Petitioners.

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- This judgment shall be a joint and several liability for each and every 3. petitioner, including the Rossi For Governor Campaign, Timothy Borders, Thomas Canterbury, Paul Elvig, Maggie Ferris, Tom Huff, Edward Monaghan and Christopher Vance.
- 4 Pursuant to RCW 4.56.110 and 19.52.020, this judgment shall bear interest at the judgment interest rate of 12% from the date of this judgment forward and until fully satisfied.

ENTERED this day of June 2005.

The Honorable John E. Bridges

Presented by:

OA TURE 16, 2005

Kevin J. Hamilton, WSBA # 15648 David J. Burman, WSBA # 10611 William C. Rava, WSBA # 29948

PERKINS COIE LLP

1201 Third Avenue, Suite 4800 Seattle, WA 98101-3099

Attorneys for Intervenor-Respondent Washington State Democratic Central Committee

SPEIDEL LAW FIRM

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JENNY A. DURKAN

Jenny A. Durkan, WSBA # 15751 c/o Perkins Coie LLP 1201 Third Avenue, Suite 4800 Seattle, WA 98101-3099

THE HONORABLE JOHN E. BRIDGES

SUPERIOR COURT OF THE STATE OF WASHINGTON FOR CHELAN COUNTY

Timothy Borders et al.,

Petitioners,

NO. 05-2-00027-3

NOTE FOR MOTION

V.

King County et al.,

Respondents,

and

Washington State Democratic Central Committee,

Intervenor-Respondent.

TO: THE CLERK OF THE COURT

AND TO: All parties and counsel of record

NOTE FOR MOTION - 1

[15934-0006/SL051670.145]

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NOTE FOR MOTION

Please note that this matter has been set before the Honorable John E. Bridges on the 23rd day of June, 2005 without oral argument.

Nature of Motion: Washington State Democratic Central Committee's Motion for Costs Under RCW 29A.68.060

DATED this 16th day of June, 2005.

PERKINS COIE LLP

By /s/ William C. Rava

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THE HONORABLE JOHN E. BRIDGES

SUPERIOR COURT OF THE STATE OF WASHINGTON FOR CHELAN COUNTY

Timothy Borders et al.,

Petitioners,

NO. 05-2-00027-3

CERTIFICATE OF SERVICE

٧.

King County et al.,

Respondents,

and

Washington State Democratic Central Committee,

Intervenor-Respondent.

The undersigned is a citizen of the United States and resident of the State of Washington, is over the age of eighteen and is not a party to the within action.

CERTIFICATE OF SERVICE - 1

[15934-0006-000000/SL051260.280]

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1 2 3 4 5 6 7	Richard Shepard John S. Mills 818 S. Yakima Avenue, Suite 200 Tacoma, WA 98405 Email: richard@shepardlawoffice.com Attorneys for the Libertarian Party	E-Service Via E-Filing.com Via Electronic Mail Via Overnight Mail Via U.S. Mail, 1 st Class, Postage Prepaid Via Facsimile
8 9 10 11 12 13 14 15 16	Gary A. Reisen Chelan County Prosecutor's Office P.O. Box 2596 Wenatchee, WA 98807-2596 Email: Gary Riesen@co.chelan.wa.us Attorneys for Respondent Chelan County	E-Service Via E-Filing.com Via Electronic Mail Via Overnight Mail Via U.S. Mail, 1 st Class, Postage Prepaid Via Facsimile
17 18 19 20 21 22 23 24 25	Timothy S. O'Neill Shawn N. Anderson Klickitat County Prosecutor's Office 205 S. Columbus Avenue, MS-CH-18 Goldendale, WA 98620 Email: timo@co.klickitat.wa.us Attorneys for Respondent Klickitat County	E-Service Via E-Filing.com Via Electronic Mail Via Overnight Mail Via U.S. Mail, 1 st Class, Postage Prepaid Via Facsimile
23 26 27 28 29 30 31 32 33 34	Barnett N. Kalikow Kalikow & Gusa, PLLC 1405 Harrison Ave NW, Suite 207 Olympia, WA 98502 Email: barnett.kalikow@gte.net Attorneys for Respondent Klickitat County Auditor	E-Service Via E-Filing.com Via Electronic Mail Via Overnight Mail Via U.S. Mail, 1 st Class, Postage Prepaid Via Facsimile
35 36 37 38 39 40 41 42	L. Michael Golden Lewis County Prosecutor's Office 360 NW North Street Chehalis, WA 98532-1900 Email: lmgolden@co.lewis.wa.us Attorneys for Respondent Lewis County Auditor	E-Service Via E-Filing.com Via Electronic Mail Via Overnight Mail Via U.S. Mail, 1 st Class, Postage Prepaid Via Facsimile

CERTIFICATE OF SERVICE - 3

[15934-0006-000000/SL051260.280]

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1 2 3 4 5	Gordon W. Sivley Michael C. Held Snohomish County Prosecutor's Office 2918 Colby, MS 504 Everett, WA 98201		E-Service Via E-Filing.com Via Electronic Mail Via Overnight Mail Via U.S. Mail, 1 st Class, Postage Prepaid
6 7 8 9	Email: gsivley@co.snohomish.wa.us; mheld@co.snohomish.wa.us;		Via Facsimile
10 11	civil.prosecutor@co.snohomish.wa.us Attorneys for Respondent Snohomish County		
12 13 14 15 16			going is true and correct, and that this
17 18 19	certificate was executed in Seattle, Washing	gton on Jui	ne 16, 2005.
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